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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/761,924	01/20/2004	Eberhard Kempe	KEM/US/0306

CONFIRMATION NO. 2156

FORMALITIES LETTER



OC000000013452426

27774
 MAYER, FORTKORT & WILLIAMS, PC
 251 NORTH AVENUE WEST
 2ND FLOOR
 WESTFIELD, NJ 07090



Date Mailed: 08/05/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/13/2004 LWONDIM1 00000045 501047 10761924

FILED UNDER 37 CFR 1.53(b)

01 FC:2001 395.00 DA
 02 FC:2051 65.00 DA

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$145 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$595 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$145

- \$145 for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

P. Phuong
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No. KEM/US/0306

In Re Application Of:

Eberhard Kempe

Serial No.

Filing Date

Examiner

Group Art Unit

10/761,924

01/20/2004

Unassigned

1743

Invention:

PROBE DEVICE FOR MEASURING ETHANOL CONCENTRATIONS IN AN AQUEOUS SOLUTION

**Mail Stop Missing Parts
TO THE COMMISSIONER FOR PATENTS:**

This is a response to the Notice to File Missing Parts of Application – Filing Date Granted (PTO-1533) mailed on 08/05/2004.

Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application – Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ _____ Verified small entity declaration(s)
 - ☐ is included herewith
 - ☒ was/were filed on 01/20/2004.
- ☐ A separate request for refund.
- ☒ Other (list):

Preliminary Amendment
3-page IDS Transmittal
1 page PTO-1449
1 copy of each of 8 foreign patents

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
KEM/US/0306

In Re Application Of:

Eberhard Kempe

Serial No.

Filing Date

Examiner

Group Art Unit

10/761,924

01/20/2004

Unassigned

1743

Invention: PROBE DEVICE FOR MEASURING ETHANOL CONCENTRATIONS IN AN AQUEOUS SOLUTION

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☒ Utility application filing fee \$ 385.00

☐ Design application filing fee _____

☒ Total number of independent claims = 1 _____

☒ Total number of claims = 18 _____

☐ Multiple dependent claims _____

☒ Surcharge for late payment of filing and/or late filing of original declaration or oath \$ 65.00

☐ Petition and fee for filing by other than all the inventors or a person not the inventor _____

☐ Fee for processing an application filed with a non-English language specification _____

☐ Fee for processing and retention of application _____

Total completion of application fees _____

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month

☐ Two months

☐ Three months

☐ Four months


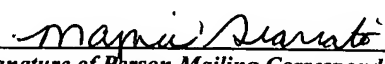
☐ Five months

from: _____
Date

until: _____
Date

Total time extension fees \$ _____

Total fees due \$ 450.00

Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533)(Small Entity)			Docket No. KEM/US/0306	
In Re Application Of: Eberhard Kempe				
Serial No.	Filing Date	Examiner	Group Art Unit	
10/761,924	01/20/2004	Unassigned	1743	
Invention: PROBE DEVICE FOR MEASURING ETHANOL CONCENTRATIONS IN AN AQUEOUS SOLUTION				
<u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u>				
<p>The fee of \$ <u>450.00</u> is to be paid as follows:</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <u>50-1047</u>.</p> <p><input checked="" type="checkbox"/> If any additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. <u>50-1047</u>.</p>				
 <div style="text-align: right;"><i>Signature</i></div>		Dated: <u>October 5, 2004</u>		
Keum J. Park Reg. No. 42,059 Mayer Fortkort & Williams, PC 251 North Avenue West, 2nd Floor Westfield, NJ 07090 Tel.: 908-518-7700		<div style="border: 1px solid black; padding: 5px;"> I certify that this document and fee is being deposited on <u>10/5/04</u> with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. <div style="text-align: center;">  <i>Signature of Person Mailing Correspondence</i> </div> <div style="text-align: center; margin-top: 10px;"> Marjorie Scariati <hr style="width: 80%; margin: 0 auto;"/> <i>Typed or Printed Name of Person Mailing Correspondence</i> </div> </div>		